

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A47-14203
Date Received: 1/11/1989
Receipt No: S005838
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: US DEPT OF INTERIOR 208-373-3800
Address: BUREAU OF LAND MANAGEMENT
1387 S VINNELL WAY
BOISE ID 83709

2. Date of Priority: JAN 1, 1935

3. Source: SPRING Trib. to: CEDAR CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
15S	13E	26	SW	NE	NE		TWIN FALLS

5. Description of diverting works:
DEVELOPED SPRING PIPED TO STOCKTANKS AND SMALL POND

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.330		

7. Total Quantity Appropriated is:
0.330 C.F.S. (and/or) A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
1500 BEEF CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
15S	13E	26	NE	NE		STOCK	

11. Place of use in counties: TWIN FALLS

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:

PRIORITY DATE AMENDED FROM 1960 TO 1935 DURING EVIDENCE OF
PRIORITY PERIOD, BY DJ 3/14/1995
ADDRESS CHANGE MADE 3-24-95 BY TLB.
CHG OF OWNERSHIP 2/3/98 BY DMS.

12/9/98 TF; OWNERSHIP CHANGED MAGIC WATER CO TO BLM PER 1409(6)
AND WARRANTY DEED REC'D 12/3/98.

4/23/99 TF; CLAIM AMENDED TO CORRECT 10 ACRE TRACT OF POINT OF
DIVERSION PER JOHN ASH, BLM JARBIDGE FIELD OFFICE.

15. Basis of Claim: BENEFICIAL USE.

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am _____ of

Title
_____, that I have signed the foregoing
Organization
document in the space below as _____ of

Title
_____ and that the statements contained in the
Organization
foregoing document are true and correct.

Signature of Authorized Agent

Title and Organization

Date

State of Idaho)
) SS.
County of _____)

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

April 23, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

ATTN JOHN ASH
BUREAU OF LAND MANAGEMENT
JARBIDGE FIELD OFFICE
2620 KIMBERLY RD
TWIN FALLS ID 83301

RE: Adjudication claim A47-14203

Dear Mr. Ash:

Thank you for contacting this office and notifying me that the legal description for the point of diversion on the above claim was in the wrong ten-acre tract. I have corrected this discrepancy as you requested.

44-14203
Enclosed please find an "Amended" Notice of Claim to a Water Right Acquired Under State Law showing the correct 10-acre tract for the point of diversion. In order for me to make this change permanent in our files, it will be necessary for you or someone with the proper authority to sign on the bottom of page 2 and have your signature notarized on the top of page 3. Once signed and notarized, please return it to me in the enclosed self-addressed envelope.

Once I receive the signed amended claim form, I will make the changes on our data base and add the form to our permanent paper files. Should you have any questions, feel free to call me.

Sincerely,

Trish Fawcett
Technical Records Specialist

/tf
Enclosures

47-14203
RECEIVED

APR 27 1999

**Department of Water Resources
Southern Region**

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
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AMENDED

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

AMENDED

1. Name: US DEPT OF INTERIOR
Address: BUREAU OF LAND MANAGEMENT
1387 S VINNELL WAY
BOISE ID

208-373-3800

83709

2. Date of Priority: JAN 1, 1935

3. Source: SPRING

Trib. to: CEDAR CREEK

4. Point of Diversion:

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STOCKWATER	01/01	12/31	0.330		

7. Total Quantity Appropriated is:

0.330 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

1500 BEEF CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
15S	13E	26	NE	NE		STOCK	

11. Place of use in counties: TWIN FALLS

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:

PRIORITY DATE AMENDED FROM 1960 TO 1935 DURING EVIDENCE OF
PRIORITY PERIOD, BY DJ 3/14/1995
ADDRESS CHANGE MADE 3-24-95 BY TLB.
CHG OF OWNERSHIP 2/3/98 BY DMS.

12/9/98 TF; OWNERSHIP CHANGED MAGIC WATER CO TO BLM PER 1409(6)
AND WARRANTY DEED REC'D 12/3/98.

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15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not ☒ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am Area Manager of
Title

BLM - Jarbidge FO, that I have signed the foregoing
Organization

document in the space below as Area Manager of
Title

BLM and that the statements contained in the
Organization

foregoing document are true and correct.

E. Luemo
Signature of Authorized Agent

Area Manager - BLM
Title and Organization

4-26-99
Date

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 26th day
of April 19 99

Kim M. Peterson
Notary Public

Seal

Residing at _____

My Commission Expires 1/15/2004

AJ0749NP
No. R47-14203

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 05/04/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	US DEPT OF INTERIOR	01/01/1935	STOCKWATER	01-01 12-31	0.33 CFS	
TOTAL DIVERSION:					0.33 CFS	

Water Source: SPRING

Tributary to: CEDAR CREEK

Stage: BENEFICIAL USE

Point(s) of Diversion:

T15S R13E S26

SWNE

TWIN FALLS County

Place of use Legal Description for: STOCKWATER

	NE				NW				SW				SE			
T R S	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	: Lt Ac	Lt Ac	Lt Ac	Lt Ac
15S 13E 26	:	S	:	:	:	:	:	:	:	:	:	:	:	:	:	:

POU County: TWIN FALLS

Other Rights: NONE

Conditions of Approval:

- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks: EXP STOCKWATER, 1500 BEEF CATTLE
PARCEL NO. RP15S13E260000

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

April 2, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

ATTN TERRANCE M COSTELLO
ACTING BRUNEAU AREA MANAGER
BUREAU OF LAND MANAGEMENT
1387 S VINNELL WAY
BOISE ID 83709

RE: SRBA Claim(s) A47-14203

Dear Mr. Costello:

Pursuant to the change in ownership request that has been submitted to the Department, we have changed the record of current ownership to the BLM. Please find the enclosed copies of the computer record of the claim(s) noting the change in claimant. Review these records and if there is an error, or you have any questions, please contact this office.

Sincerely,

A handwritten signature in cursive script, reading 'Trish Fawcett', is written over a horizontal line.

Trish Fawcett
Technical Records Specialist

enc.

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
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CIVIL CASE NUMBER: 39576

Ident. Number: A47-14203
Date Received: 1/11/1989
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Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: US DEPT OF INTERIOR
Address: BUREAU OF LAND MANAGEMENT
1387 S VINNELL WAY
BOISE ID 83709 208-373-3800

2. Date of Priority: JAN 1, 1935

3. Source: SPRING Trib. to: CEDAR CREEK

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5. Description of diverting works:
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Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.330		

7. Total Quantity Appropriated is:
0.330 C.F.S. (and/or) A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
1500 BEEF CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
15S	13E	26	NE	NE		STOCK	

11. Place of use in counties: TWIN FALLS

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:

PRIORITY DATE AMENDED FROM 1960 TO 1935 DURING EVIDENCE OF
PRIORITY PERIOD, BY DJ 3/14/1995

ADDRESS CHANGE MADE 3-24-95 BY TLB.

CHG OF OWNERSHIP 2/3/98 BY DMS.

12/9/98 TF; OWNERSHIP CHANGED MAGIC WATER CO TO BLM PER 1409(6)
AND WARRANTY DEED REC'D 12/3/98.

15. Basis of Claim: BENEFICIAL USE

A+R

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

RECEIVED

DEC 02 1998

WATER RESOURCES
WESTERN REGION

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

RECEIVED

DEC 03 1998

Department of Water Resources
Southern Region

1. Water Right No(s).: _____
Adjudication Claim No(s).: A47-14203
2. The following REQUIRED information must be submitted with this form:
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant MAGIC WATER COMPANY, INC
4. New Owner/Claimant(s) Bureau of Land Management
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
New Mailing Address 1387 S. Vinnell Way
City, State and ZIP Code Boise, ID 83709
New Telephone Number (208) 373-3800
5. Date you acquired the property 10-20-98
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres you irrigate _____ Number and type of stock _____
Diversion rate in CFS _____ Number of homes _____ Other uses _____

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner or Claimant(s) *Terence M. Costello*
Acting Bruneau Area Manager
(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)
8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

42134

TitleFact, Inc.

163 Fourth Avenue North

P.O. Box 486

Twin Falls, Idaho 83303

Twin Falls County, Idaho
Recorded for:
TITLEFACT
11:14am Oct. 13, 1998
1998-018317
No. of Pages: 2 Fee: \$6.00
ROBERT S. FORT
Ex-Officio Recorder
Deputy: VF

**** SPACE ABOVE FOR RECORDER ****

WARRANTY DEED

The Grantor(s) MAGIC WATER COMPANY, INC., an Idaho corporation, of Twin Falls, County of Twin Falls, State of Idaho, for and in consideration of the exchange of certain land and interests as authorized by the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1701 et seq.) does hereby grant, bargain, sell, and convey to the United States of America and its assigns, whose address is %Idaho State Office, Bureau of Land Management, Department of the Interior, 1387 S. Vinnell Way, Boise, Idaho 83709, the following described tract(s) or parcel(s) of land in the County of Twin Falls, State of Idaho, to wit:

Township 15 South, Range 13 East, Boise Meridian, Twin Falls County, Idaho
Section 26: NE $\frac{1}{4}$ NE $\frac{1}{4}$

SUBJECT TO: Twin Falls Highway District right of way —

To have and to hold the said tract(s) or parcel(s) of land together with all the tenements, hereditaments, and appurtenances appertaining thereto forever.

The above described property is being acquired by the Department of the Interior, Bureau of Land Management.

The grantor(s) covenant(s) to and with the United States of America that grantor(s) is/are lawfully seized in fee simple of the above granted premises; has/have a good and lawful right and power to sell and convey the same; the same are free and clear of all encumbrances, except as stated below, and that grantor(s) will forever warrant and defend the title thereto and quiet possession and enjoyment thereof against the lawful claims and demands of all persons whomsoever.

Dates this 24th day of September, 1998.

MAGIC WATER COMPANY, INC., an Idaho corporation

BY: Kenneth P. Elkin
KENNETH P. ELKIN, President

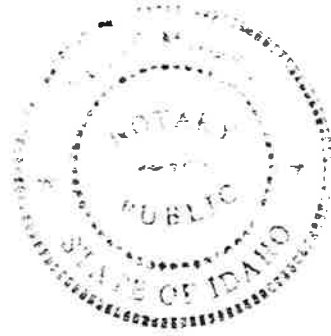
STATE OF IDAHO
County of Twin Falls

On this 7th day of ~~September~~^{OCTOBER}, 1998, before me, the undersigned, Notary Public in and for said State, personally appeared KENNETH P. ELKIN known or identified to me to be the PRESIDENT of the corporation that executed this instrument, or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written



Notary Public for Idaho
Residing at: Twin Falls
My Commission expires: 11-28-2002



IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)02/03/98 11:18:35
Page 1

Water Right Number - R47-14203

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
MAGIC WATER CO INC1 - 4795 N 700 E
2 -
3 -City- BUHL
Phone - 208-543-8904

State- ID Zip- 83316

*** O - ORIGINAL OWNER ***
TEWS LAND AND LIVESTOCK INC1 - 2473 EAST 4100 NORTH
2 -
3 -City- FILER
Phone - 208-733-6409

State- ID Zip- 83328

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
01/01/1935 ERROR IN REGION J - BENEFICIAL USE+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
SPRING CEDAR CREEK+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County
15S 13E 26 NE NE NE (83) TWIN FALLS+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
04 - STOCKWATER 01/01 12/31 0.330+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.330 0.0+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
15S 13E 26 NE NE 04 STOCKWATER (83) TWIN FALLS

Total Acres:

+ - - Diversion Means - DEVELOPED SPRING PIPED TO STOCKTANKS AND SMALL POND

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - NONE

+ - - - - Remarks - - - - - +

EXP STOCKWATER, 1500 BEEF CATTLE
PARCEL NO. RP15S13E260000

AJ0743NP
(OD-124)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

02/03/98 11:18:36
Page 2

Water right number - R47-14203

Prefix Translation: RESEARCH

+ - - - - Old Water Right Numbers - - - - - +

+ - - - - Old Water Right Numbers - - - - - +

No Old Water Right Numbers Found

+ - - - - Conditions of Approval - - - - - +

N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
- DETERMINATION OF HISTORICAL BENEFICIAL USE.
N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
- GALLONS PER DAY.

+ - - - Decree Plaintiff - - - +

+ - - - Decree Defendant - - - +

+ - Decree Date - +
00/00/0000

+ - - - - Comments - - - - - +

Date: 02/03/1998 User Id: DSMITH Subject: COPIED FROM REMARKS
PRIORITY DATE AMENDED FROM 1960 TO 1935 DURING EVIDENCE OF
ADDRESS CHANGE MADE 3-24-95 BY TLB.

PRIORITY PERIOD, BY DJ 3/14/1995
CHG OF OWNERSHIP 2/3/98 BY DMS.

+ - - Audit Fields - - +

02/03/98 DSMITH

+ - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 02/03/1998	Old Judicial District	-
Claim Received Date	- 01/11/1989	Last Amended Date	- 03/14/1995	Temporary Right	- P
		Receipt Number	- S005838	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	-
				Notice of Error Flag	-

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: AUG-20-1997
PAGE: A-103

RIGHT NUMBER: 47-14203

NAME & ADDRESS: TEWS LAND AND LIVESTOCK INC
2473 EAST 4100 NORTH
FILER ID 83328

N/D

SOURCE: SPRING TRIBUTARY: CEDAR CREEK

QUANTITY: 0.33 CFS

PRIORITY DATE: 01/01/1935

POINT OF DIVERSION: T15S R13E S26 NENENE ✓ Within TWIN FALLS County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER 1500 BEEF CATTLE	01-01 12-31	0.33 CFS

PLACE OF USE: STOCKWATER Within TWIN FALLS County
T15S R13E S26 NENE ✓

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

PRIORITY DATE AMENDED FROM 1960 TO 1935 DURING EVIDENCE OF
PRIORITY PERIOD, BY DJ 3/14/1995
ADDRESS CHANGE MADE 3-24-95 BY TLB.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

Magic Water Co Inc 12-12-96
716 B E 4900 N
Buhl ID 83316

RP 15S13E 260000

Verified by D Smith Date: 9-9-97
Verification Source: Alpha Index + Plat Maps



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

October 8, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

MAGIC WATER CO INC.
716B E 4900 N
BUHL ID 83316

RE: Snake River Basin Adjudication (SRBA)
Notice of Claim to a Water Right No. A47-14203

Dear Claimant:

We have been advised you may be the new owner of the property with the water right referenced above. Tews Land & Livestock have many irrigation water right claims filed in the SRBA, you may wish to contact our regional office in Twin Falls (736-3033) and schedule an appointment to determine which claims may pertain to you as a claimant.

Before we can modify our records to reflect your new ownership of the water right referenced above, we need Form 42-248/42-1409(6) completed. This form is enclosed for your use. Please follow the instructions on the back of the form and return to my attention at this office by October 23, 1997.

Please call this office toll-free at 1-800-451-4129 if you have any questions.

Yours truly,

Danni M. Smith
SRBA Sr. Secretary

cc: Regional office

Enclosures: Form 42-248/42-1409(6)

Copy of #A47-14203 water right filing



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

November 18, 1997

KARL J. DREHER
DIRECTOR

KENNETH P ELKIN
PRESIDENT
MAGIC WATER CO INC
4795 N 700 E
BUHL ID 83316

RE: Snake River Basin Adjudication (SRBA)
Notice of Claim to a Water Right #A47-14203

Dear Claimant:

Thank you for informing us of the change in ownership of the above-referenced water right. Before we can process your ownership change, Items 2.A and 2.C. on the ownership change form must be completed. I have enclosed a copy of the ownership form you submitted for your reference.

Upon receipt of a warranty deed and aerial photo an Adjudication profile report will be printed and sent to you for your review and records.

If your mail delivery address changes in any form, please contact us in writing so we can update our records to assure you receive important notices concerning your water right claim.

Sincerely,

Danni Smith
Senior Secretary
Adjudication Bureau

SO:dms:state

Enclosure:

Copy of Ownership Form Submitted

RECEIVED

NOV 18 1997

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

Department of Water Resources

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right No(s).: A 47-14203 **COPY**
Adjudication Claim No(s).: _____
2. The following REQUIRED information must be submitted with this form:
- A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
- B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
OR
- C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant
TEWS LAND & LIVESTOCK INC.
2473 East 4100 N Filer ID.
4. New Owner/Claimant(s)
MAGIC WATER CO. INC.
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
New Mailing Address
4795 N 700E
City, State and ZIP Code
Buhl ID 83316
New Telephone Number
(208) 543-8904
5. Date you acquired the property
12-96
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
- Number of acres you irrigate 40 A Number and type of stock 1500 Beef Cattle
Diversion rate in CFS .33 Number of homes NONE Other uses REC.
- If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner or Claimant(s)
Magic Water Co Inc
by Kenneth P Elkin (Pres)
(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)
8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A47-14203

Date Received: 1/11/1989

Receipt No: S005838

Received By: address change

HB

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: TEWS LAND AND LIVESTOCK INC. 208-733-6409
Address: 2473 EAST 4100 NORTH
FILER ID 83328

2. Date of Priority: JAN 1, 1935

3. Source: SPRING Trib. to: CEDAR CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
15S	13E	26	NE	NE	NE		TWIN FALLS

5. Description of diverting works:
DEVELOPED SPRING PIPED TO STOCKTANKS AND SMALL POND

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.330		

7. Total Quantity Appropriated is:
0.330 C.F.S. (and/or) A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
1500 BEEF CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
15S	13E	26	NE	NE		STOCK	

11. Place of use in counties: TWIN FALLS

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DEC 1 1996

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:
PRIORITY DATE AMENDED FROM 1960 TO 1935 DURING EVIDENCE OF
PRIORITY PERIOD, BY DJ 3/14/1995
ADDRESS CHANGE MADE 3-24-95 BY TLB.

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

RECEIVED

MAR 21 1995

Department of Water Resources
Southern Region

CHANGE IN ADDRESS OF THE NOTICE OF CLAIM
IN THE SNAKE RIVER BASIN ADJUDICATION

[] Water Right Number(s):

C A47-00029	C A47-000398	C A47-14208
C A47-00031A	C A47-14203	C A47-14213
C A47-00039	C A47-14206	C A47-14235 ✓
		C A47-14243

[X] Old Mailing Address:

Texas Land and Livestock, Inc.
Rt. 1
Filer ID 83328

[] New Mailing Address:

Texas Land and Livestock, Inc.
2473 E. 4100 N
Filer ID 83328

[X] New Telephone Number: () - -

[X] Signature of Claimant(s):

Robert T. ... Pres.

Date: 3-14-95

For IDWR use only:

Initial Review and Data Entry

Date: By:

Further Action Taken

Date: By:

Final Review and Data Entry

Date: 3-24-95 By: HB

Further Action Needed:

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DEC 1 1996



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

GREGORY ANDRWS
Governor PHIL BATT

R. KEITH HIGGINSON
Director

March 24, 1995

GERALD TEWS
2473 EAST 4100 NORTH
FILER, ID 83328

RE: SRBA CLAIM: A47-00029, A47-00031A, A47-00039, A47-00039B,
A47-14203, A47-14206, A47-14208, A47-A4213,
A47-14243, & A47-14194

CHANGE OF ADDRESS NOTIFICATION

DEAR CLAIMANT:

IDWR HAS RECEIVED YOUR NOTICE OF THE CHANGE OF ADDRESS OF THE
WATER RIGHT CLAIM REFERENCED ABOVE. OUR RECORDS HAVE BEEN CHANGED
ACCORDINGLY.

IF YOU SOLD THE PROPERTY, PLEASE CONTACT THIS OFFICE AT
208-736-3033.

SINCERELY,

TARA L BACKLUND
SNAKE RIVER BASIN ADJUDICATION
RECORDS CLERK

/TLB

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IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: **A47-14203**
Date Received: 1/11/1989
Receipt No: S005838
Received By: _____

AMENDED

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

AMENDED

1. Name: TEWS LAND AND LIVESTOCK INC. 208-733-6409
Address: RT.1
FILER ID 83328
2. Date of Priority: JAN 1, 1935
3. Source: SPRING Trib. to: CEDAR CREEK
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
15S	13E	26	NE	NE	NE		TWIN FALLS
5. Description of diverting works:
DEVELOPED SPRING PIPED TO STOCKTANKS AND SMALL POND
6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.330		
7. Total Quantity Appropriated is:
0.330 C.F.S. (and/or) A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
1500 BEEF CATTLE
10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
15S	13E	26	NE	NE		STOCK	
11. Place of use in counties: TWIN FALLS

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DEC 1 1996

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:
PRIORITY DATE AMENDED FROM 1960 TO 1935 DURING EVIDENCE OF
PRIORITY PERIOD, BY DJ 3/14/1995

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am Ronald Tewer pres. of
Title
Tewer Land & Livestock INC that I have signed the foregoing
Organization

document in the space below as pres. of
Title

Tewer Land & Livestock INC and that the statements contained in the
Organization
foregoing document are true and correct.

Ronald Tewer
Signature of Authorized Agent

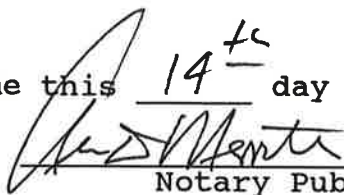
pres. Tewer Land & Livestock Inc
Title and Organization

3-14-95
Date

State of Idaho

County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 14th day
of March 19 95


Notary Public

Seal

Residing at Kimberly ID

My Commission Expires 6/30/2000

Tews Land & Livestock, Inc.

2473 E. 4100 N.

Filer, ID 83328

(208) 733-6409

February 27, 1995

Idaho Department of Water Resources
222 Shoshone St. East
Twin Falls, ID 83301

Attention: Douglas Jones

Dear Mr. Jones:

The following represents proof of beneficial use of the water source No. A47-14203 by affidavit.

I, Truman Clark, of Buhl, Idaho do have
personal knowledge of beneficial use of the water source
A47-14203 at the location of T155 R13E S26 NENE since
1935.

IN WITNESS WHEREOF I have set my hand and seal this 13th day of March, 1995.



STATE OF IDAHO)
) ss.
COUNTY OF TWIN FALLS)

On this 13th day of March in the year 1995, before me, a Notary Public, personally appeared Truman Clark, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

Salie T. Moore Apr. 11, 1995
Notary Public
Residing at Twin Falls, Idaho

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DEC 1 1996



GOVERNOR

Governor PHILIP E. BATT

R. KEITH HIGGINSON
Director

January 10, 1995

A47-14203

TEWS LAND AND LIVESTOCK INC.,

RT. 1

FILER

ID 83328

RE: Evidence of Priority

Dear Claimant:

* RESPONSE DEADLINE *
* MARCH 15, 1995 *

The Notice of Claim identified with the number shown above your name on the mailing label has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates your water usage is based on "Beneficial Use" or a "Statutory Claim". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed. The date of first use, known as the priority date, has not been confirmed by a License, Decree or Permit. The Department will, at a later date, conduct reviews &/or field exams for the claims in your area. Since the priority date of a beneficial use water right can not be confirmed by field examination, proof must be provided by the claimant supporting the priority date claimed.

If you no longer own the property to which the claim is appurtenant please forward this correspondence to the present owner, or return it to the department. If you have received this correspondence from the previous owner of the property it is recommended that you file a Change of Ownership form with the Department in order to receive future mailings and to continue to be a party in the adjudication.

Please find enclosed a computer printout of your Notice of Claim and the pamphlet entitled "Evidence of Priority". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement.

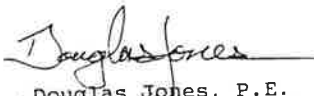
SPECIAL NOTE: The Department will not recommend the Notice be decreed by the court as claimed if no evidence of a priority date is submitted. It will be to your advantage to provide clear and convincing evidence. If you choose to submit statements from individuals as evidence, the statement must be in the form of a

January 10, 1995
page 2

notarized affidavit.

Please submit the required evidence supporting the priority date by March 15, 1995, referencing all documents with the corresponding Notice number. If you have any questions not covered by this letter or the enclosed pamphlet, please contact this office.

Sincerely,


Douglas Jones, P.E.
Water Rights Supervisor

Enc.

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DEC 1 1996

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A47-14203
Date Received: 1/11/1989
Receipt No: S005838
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: TEWS LAND AND LIVESTOCK INC. 208-733-6409
Address: RT.1
FILER, ID 83328
2. Date of Priority: JAN 01, 1960
3. Source: SPRING Trib. to: CEDAR CREEK
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
15S	13E	26	NE	NE	NE		TWIN FALLS
5. Description of diverting works:
DEVELOPED SPRING PIPED TO STOCKTANKS AND SMALL POND
6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.330		
7. Total Quantity Appropriated is:
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8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
1500 BEEF CATTLE
10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
15S	13E	26	NE	NE		STOCK	
11. Place of use in counties: TWIN FALLS

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MAR 10 1993

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am pres. of _____ Title

Tew Sad & Sinstach, that I have signed the foregoing
Organization
document in the space below as pres of _____ Title

Tew Sad & Sinstach and that the statements contained in the
Organization
foregoing document are true and correct.

Small Tew
Signature of Authorized Agent

pres. Tew Sad & Sinstach
Title and Organization

1/11/89
Date

State of Idaho)
County of TF) SS.

Subscribed and sworn (or affirmed) before me this 11 day

of Jan 19 89

Loe White
Notary Public

Seal

Residing at TF

A47-14203

Page

My Commission Expires 5/94
2 Date: 01/11/89

MICROFILMED
MAR 15 1993